

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CHRISTINA BALAN,

Plaintiff,

v.

TESLA MOTORS INC.,

Defendant.

CASE NO. C19-67 MJP

ORDER DENYING MOTION FOR
RECONSIDERATION

This matter comes before the Court upon Plaintiff's Motion for Reconsideration (Dkt. No. 76) of the Court's April 22, 2021 Order Closing the Case (Dkt. No. 75). The Motion is DENIED.

Plaintiff seeks reconsideration, arguing: (1) The Court's Order fails to address the issue of the material breach of the arbitration agreement or the unconscionability of JAMS unwritten rules toward pro se litigants; (2) the Ninth Circuit did not instruct the Court to close the case; and (3) the Order cites three allegedly defamatory statements, when the Ninth Circuit only addressed two.

1 Motions for reconsideration are disfavored and ordinarily will not be granted “in the
2 absence of a showing of manifest error in the prior ruling or a showing of new facts or legal
3 authority which could not have been brought to its attention earlier with reasonable diligence.”
4 LCR 7(h)(1). Plaintiff has failed to make such a showing. Although Plaintiff is correct that the
5 Court cited three defamatory statements when the Ninth Circuit only discussed two, the Court
6 concludes that this was a typographical error, and not manifest error. And because the Ninth
7 Circuit’s recent opinion divested the Court of jurisdiction in this matter, the Court may not
8 consider Plaintiff’s remaining arguments about the arbitration agreement, and closing the case
9 was proper. The Court therefore DENIES Plaintiff’s Motion for Reconsideration.

10
11 The clerk is ordered to provide copies of this order to all counsel.

12 Dated April 26, 2021.

13
14 

15 Marsha J. Pechman
16 United States Senior District Judge
17
18
19
20
21
22
23
24